

#4

Via Facsimile Transmission (703) 308-7124

9D-IIR-19163
PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

RECEIVED

SEP 13 2002

OFFICE OF PETITIONS

Applicant: Fulks

Art Unit:

Serial No.: 09/480,588

Examiner:

Filed: January 10, 2000

For: REFLECTIVE BRACKET

**PETITION TO REVIVE PATENT APPLICATION FOR UNINTENTIONAL FAILURE TO
RESPOND TO NOTICE OF MISSING PARTS (37 C.F.R. § 1.137(b))**ATTN: R.C. Tang
Office of Petitions (USPTO)
Hon. Commissioner for Patents
Washington, D.C. 20231

Pursuant to 37 C.F.R. § 1.137(b), this is a petition for revival of an unintentionally abandoned application. Particularly, a Notice To File Missing Parts Of Nonprovisional Application was mailed by the U.S. Patent and Trademark Office (USPTO) on February 16, 2000, in the above-referenced patent application. The response to missing parts was due on April 16, 2000, and was unintentionally not timely filed by April 16, 2000.

The following authorizations and statements are provided in accordance with 37 C.F.R. 1.137(b):

- (1) Authorization to charge the late filing fee to a deposit account is set forth below in Paragraph (4).
- (2) Authorization to charge the petition fee (37 C.F.R. 1.17(m)) is set forth below in Paragraph (4).
- (3) The entire delay in the filing of the required reply from the due date for the reply until the filing of this petition was unintentional.

09/17/2002 AKELLEY 00000009 012384 09480588

01 FC:141 1200.00 CH

09/17/2002 AKELLEY 00000009 012384 09480588

02 FC:105 130.00 CH

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PATENT

(4) Fees:

- a. Late Filing Fee Surcharge (37 C.F.R. 1.16(e)) \$ 130.00
- b. Petition Fee (37 C.F.R. 1.17(m)) \$ 1,280.00
- c. TOTAL FEES DUE: \$ 1,410.00

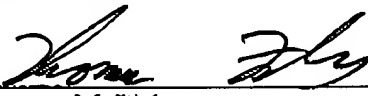
The Commissioner is hereby authorized to charge payment of the total fees due in the amount of \$1,410.00, any deficiencies in the enclosed fees, or credit any overpayment, to Deposit Account No. 01-2384. *A duplicate copy of this petition is enclosed.*

(5) Enclosed is a required response to the notice of missing parts including:

- a. Copy of the Notice To File Missing Parts Of Nonprovisional Application
- b. Copy of the signed Declaration And Power Of Attorney of Robert Leonard Fulks.
- c. Copy of the Associate Power Of Attorney And Change Of Correspondence Address as filed December 18, 2001, including:
 - Change of Correspondence Address Form PTO/SB/122
 - Return Post Card
 - Stamp-Received Return Post Card

As set forth above, the entire delay in the filing of the required reply from the due date for the reply until the filing of this petition was unintentional. Therefore, Applicant respectfully requests that the subject application be revived.

Respectfully Submitted,



Thomas M. Fisher
Registration No. 47,564
ARMSTRONG TEASDALE LLP
One Metropolitan Square, Suite 2600
St. Louis, Missouri 63102-2740
(314) 621-5070

09/09/02 07:03 P.002/002



UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office
Address: COMMISSIONER OF PATENTS AND TRADEMARKS
Washington, D.C. 20231

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NO./TITLE
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09/11/2002

09/11/2002

09/11/2002

09/11/2002

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09/11/2002

09/11/2002

09/11/2002

09/11/2002

DATE MAILED:

09/11/2002

NOTICE TO FILE MISSING PARTS OF APPLICATION Filing Date Granted

An Application Number and Filing Date have been assigned to this application. The items indicated below, however, are missing. Applicant is given TWO MONTHS FROM THE DATE OF THIS NOTICE within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a). If any of items 1 or 3 through 5 are indicated as missing, the SURCHARGE set forth in 37 CFR 1.16(e) of ☐ \$65.00 for a small entity in compliance with 37 CFR 1.27, or ☒ \$130.00 for a non-small entity, must also be timely submitted in reply to this NOTICE to avoid abandonment.

If all required items on this form are filed within the period set above, the total amount owed by applicant as a ☐ small entity (statement filed) ☒ non-small entity is \$ 130.00.

☐ 1. The statutory basic filing fee is:

☐ missing.

☐ Insufficient.

Applicant must submit \$ _____ to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).

☐ 2. The following additional claims fees are due:

\$ _____ for _____ total claims over 20.

\$ _____ for _____ independent claims over 3.

\$ _____ for multiple dependent claim surcharge.

Applicant must either submit the additional claim fees or cancel additional claims for which fees are due.

☒ 3. The oath or declaration:

☒ is missing or unsigned.

☐ does not cover the newly submitted items.

An oath or declaration in compliance with 37 CFR 1.63, including residence information and identifying the application by the above Application Number and Filing Date is required.

☐ 4. The signature(s) to the oath or declaration is/are by a person other than inventor or person qualified under 37 CFR 1.42, 1.43 or 1.47.

A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.

☐ 5. The signature of the following joint inventor(s) is missing from the oath or declaration:

An oath or declaration in compliance with 37 CFR 1.63 listing the names of all inventors and signed by the omitted inventor(s), identifying this application by the above Application Number and Filing Date, is required.

☐ 6. A \$50.00 processing fee is required since your check was returned without payment (37 CFR 1.21(m)).

☐ 7. Your filing receipt was mailed in error because your check was returned without payment.

☐ 8. The application was filed in a language other than English.

Applicant must file a verified English translation of the application, the \$130.00 set forth in 37 CFR 1.17(k), unless previously submitted, and a statement that the translation is accurate (37 CFR 1.52(d)).

☐ 9. OTHER: _____

Direct the reply and any questions about this notice to Attention: Box Missing Parts.

A copy of this notice MUST be returned with the reply.

Customer Service Center
Initial Patent Examination Division (703) 308-1202

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OFFICE OF PETITIONS

THE UNITED STATES PATENT OFFICE IS REQUESTED TO IMPRESS ITS STAMP ON THIS CARD AND PLACE SAME IN THE OUTGOING MAIL TO SHOW THE FOLLOWING PAPERS HAVE BEEN RECEIVED.

Atty Dkt. No.: 9D-HR-19163 (13307-64)

Applicant: Fulks

Serial No.: 09/480,588

Filed: January 10, 2000

For: REFLECTIVE BRACKET

PATENT
9D-HR-19163

OFFICE

Enclosed:

Associate Power of Attorney and Change of Correspondence Address (1 pg.)
Change of Correspondence Address Form (1 pg.)

TMF/meg



74

Commissioner for Patents
Washington, D.C. 20231

The undersigned, **H. Neil Houser**, having been appointed attorney-of-record in the above identified application hereby appoints the following attorneys or agents, with full power of substitution and revocation, to prosecute this application and transact all business in the Patent and Trademark Office connected therewith:

John S. Beulick, Reg. No. 33,338; Patrick W. Rasche, Reg. No. 37,916; Michael Tersillo, Reg. No. 42,180; Bruce T. Atkins, Reg. No. 43,476; Thomas M. Fisher, Reg. No. 47,564; Robert B. Rceser III, Reg. No. 45,548; Daniel M. Fitzgerald, Reg. No. 38,880; Gordon F. Sieckmann, Reg. No. 28,667, all of Armstrong Teasdale LLP, One Metropolitan Square, Suite 2600, St. Louis, MO 63102.

This power of attorney appointment does not revoke previously granted powers of attorney, and all previously granted powers of attorney remain in effect.

Please direct all correspondence in connection with said application to:

John S. Beulick
Armstrong Teasdale LLP
One Metropolitan Square, Suite 2600
St. Louis, MO 63102

Respectfully submitted,

H. Neil Houser, Reg. No. 28,859
General Electric Company
Appliance Park, 2-225
Louisville, KY 40225

Date: 12/14/01

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TMF/mcg

5

PATENT
9D-HR-19163

THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Fulks

Serial No.: 09/480,588

Filed: January 10, 2000

For: REFLECTIVE BRACKET

ASSOCIATE POWER OF ATTORNEY AND
CHANGE OF CORRESPONDENCE ADDRESSCommissioner for Patents
Washington, D.C. 20231

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Respectfully submitted,



H. Neil Houser, Reg. No. 28,859
General Electric Company
Appliance Park, 2-225
Louisville, KY 40225

Date: 12/14/01

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SEP 13 2002

OFFICE OF PETITIONS

PTO/SB/122 (11-98)

Please type a plus sign (+) inside this box → ☐Approved for use through 6/30/99. OMB 0651-0035
Patent and Trademark Office: US DEPARTMENT OF COMMERCE

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CHANGE OF CORRESPONDENCE ADDRESS Application Address to: Assistant Commissioner for Patents Washington, DC 20231	Application Number	09/480,588
	Filing Date	01/10/2000
	First Named Inventor	Fulke
	Group Art Unit	
	Examiner Name	
	Attorney Docket Number	9D-HR-19163

Please change the Correspondence Address for the above-identified application to:

☐ Customer Number →

Place Customer Number Bar Code Label Here

Type Customer Number here

<input checked="" type="checkbox"/> Firm or Individual Name	John S. Beulick				
Address	Armstrong Teasdale LLP				
Address	One Metropolitan Square, Suite 2600				
City	St. Louis	State	MO	Zip	63102
Country	U.S.A.				
Telephone	(314) 621-5070		Fax	(314) 621-5065	

This form cannot be used to change the data associated with a Customer Number. To change the data associated with an existing Customer Number use "Request for Customer Number Data Change" (PTO/SB/124)

I am the:

☐

Applicant.

☐

Assignee of Record of the entire interest. Certificate under 37 CFR 3.73(b) is enclosed.


☒

Attorney or agent of record.

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SEP 13 2002

OFFICE OF PETITIONS

Typed or Printed Name	H. Nell Houser, Reg. No. 28,859
Signature	
Date	12/14/01

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Office, Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

PATENT - 9D-HR-19163 - Fulks

COMBINED DECLARATION AND POWER OF ATTORNEY FOR PATENT APPLICATION

As a below-named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled Reflective Bracket, the specification of which:

(check) is attached hereto.

one) ☒ was filed on January 10, 2000 as Application Serial No. 09/480,588 and was amended on _____ (if applicable)

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, Section 1.56(a).

I hereby appoint H. Neil Houser, Reg. No. 28,859, Legal Operation, Appliance Park 2-225, Louisville, KY 40225; and George L. Rideout, Jr., Reg. No. 43,880, Legal Operation, Appliance Park 2-225, Louisville, KY 40225, and H.J. Policinski, Reg. No. 26,621, General Electric Company, 3135 Easton Turnpike, Bldg. W3D, Fairfield, CT 06431-0001, jointly, and each of them severally, my attorneys and attorney, with full power of substitution, delegation and revocation, to prosecute this application, to make alterations and amendments therein, to receive the patent and to transact all business in the Patent and Trademark Office connected therewith. I hereby direct that all correspondence and telephone calls in connection with this application be addressed to the said H. Neil Houser, General Electric Company, at Appliance Park 2-225, Louisville, Kentucky 40225. (502) 452-4653
(mailing address) (Telephone No.)

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of sole or first inventor Robert Leonard Fulks

Inventor's signature Robert Fulks
Residence Ellettsville, Indiana
Citizenship United States
Post Office Address 775 Lantern Lane, Ellettsville, Indiana 47429

Date 4/10/01

ARMSTRONG TEASDALE LLP

One Metropolitan Square, Suite 2600
St. Louis, Missouri 63102-2740
Phone: (314) 621-5070
Fax: (314) 621-5065
www.armstrongteasdale.com

Date: September 11, 2002

Please Deliver To:

Name: R.C. Tang
Firm: Office of Petitions - USPTO
Tel: (703) 308-0763
Fax: (703) 308-7124
Client/Matter #: 13307-~~154~~ 64
From: Thomas M. Fisher

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OFFICE OF PETITIONS

Total pages including cover page: 12

If all pages are not received, please contact Miriam E. Glaus at ext. 7392

Re: Applicant: Fulks
Serial No.: 09/480,588
Filed: January 10, 2000
For: REFLECTIVE BRACKET

Attached documents:

- Certificate Of Facsimile Transmission
- Petition To Revive Patent Application For Unintentional Failure To Respond To Notice Of Missing Parts (37 C.F.R. § 1.137 (b)) (2 pages, *in duplicate*)
- Copy of the Notice To File Missing Parts Of Nonprovisional Application (1 page)
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9D-HR-19163
PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Fulks :
Serial No.: 09/480,588 : Art Unit:
Filed: January 10, 2000 : Examiner:
For: REFLECTIVE BRACKET :

CERTIFICATE OF FACSIMILE TRANSMISSION TO
THE COMMISSIONER OF PATENTS AND TRADEMARKS

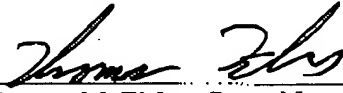
Date of Facsimile Transmission: September 11, 2002

I certify that documents listed below:

- ◆ Petition To Revive Patent Application For Unintentional Failure To Respond To Notice Of Missing Parts (37 C.F.R. § 1.137 (b)) (2 pages, *in duplicate*)
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are being sent via facsimile transmission on the date indicated above to (703) 308-7124, ATTN: R.C. Tang, Office of Petitions, Commissioner for Patents, Washington, D.C. 20231.

Respectfully Submitted,



Thomas M. Fisher, Reg.: No. 47,564
ARMSTRONG TEASDALE LLP
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